

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DIANA P. GONGORA,

Plaintiff,

-against-

NYC HEALTH & HOSPITAL CORP.,

Defendant.

Case No. 1:23-cv-10093 (JLR)

**ORDER**


JENNIFER L. ROCHON, United States District Judge:

Defendant moved to dismiss the Complaint on April 16, 2024. ECF No. 13; *see also* ECF No. 17 (affidavit of service by mail). Plaintiff's deadline to respond to the motion to dismiss has passed without any response or other communication by Plaintiff. As a courtesy and in light of Plaintiff's *pro se* status, *see Rosa v. Doe*, 86 F.4th 1001, 1007 (2d Cir. 2023) (the "special solicitude" afforded to *pro se* litigants "includes leniency in the application of procedural rules"), the Court will permit Plaintiff to respond to Defendant's motion to dismiss by **May 24, 2024**. If Plaintiff fails to do so, the Court may deem Defendant's motion unopposed; alternatively, the Court may dismiss the action for failure to prosecute.

The Clerk of Court is respectfully directed to mail a copy of this order to Plaintiff.

Dated: May 6, 2024  
New York, New York

SO ORDERED.

  
JENNIFER L. ROCHON  
United States District Judge